

REVOKED
STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

171
REVOKED

License for Diversion and Use of Water

LICENSE No. 175

PERMIT No. 35

APPLICATION No. 140

This is to certify, That G. W. McCain
of Julian, San Diego County, California *has* made proof to the satisfaction of the Division
of Water Rights of California of a right to the use of the waters of a spring on Vallecito Creek
tributary of Carrizo Creek and Salton Sea
for the purpose of irrigating and domestic uses

under Permit No. 35 of the Division of Water Rights and that said right to the use of said waters has
been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights
and the terms of the said permit; that the priority of the right herein confirmed dates from September 24
1915

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed a total of
three tenths (0.30) cubic foot per second to be diverted from about February 1st
to about November 30th of each season or its equivalent in case of rotation. Water
may be diverted throughout the remainder of the year as required for domestic purposes.

The points of diversion of such water ~~is~~ located as follows: (a) about three eighths of a mile in
a south westerly direction from the northeast corner of Section 1 Township 14 S, Range
5 E. S. B. M. being within the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1 and (b) 660 feet east and
1980 feet south of the northeast corner of said section 1 being within the S.W. $\frac{1}{4}$ of
NW $\frac{1}{4}$ of Section 6 Township 14S, Range 6E, S. B. M.

A description of the lands or the place where such water is put to beneficial use is as follows:

10 acres within the SE $\frac{1}{4}$ of N $\frac{1}{4}$ Section 12 T. 14S R. 5E, S. B. M.
14 acres within the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 12 T. 14S R. 5E, S. B. M.
24 acres total

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diver-
sion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and condi-
tions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

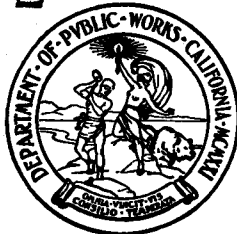
SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such
time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water
was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all
of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same
subject to such conditions as therein expressed; provided, that if, at any time after the expiration of twenty years after the granting of a license, the state,
or any city, county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to
purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under
said license; and in the event that the said state, city, county, municipal water district, irrigation district, lighting district or political subdivision
of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined
in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time
after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee,
has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the
permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose,
or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in
the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns
of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further
appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct
until modified or set aside by a court of competent jurisdiction; provided, that any action brought so to modify or set aside such finding or declaration must
be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every
licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value
whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued
under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public
authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any
rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation
proceedings or otherwise, by the state or any city, county, municipal water district, irrigation district, lighting district or any political subdivision
of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this
act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be
considered first in right, irrespective of whether they are first in time; provided, however, that such application for a permit or the granting thereafter of
permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and providing,
further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing
municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits
for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality;
and providing, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality
to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or
periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire
appropriation permitted; and providing, further, that when such municipality shall desire to use the additional water granted in its said application it may do
so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the
person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between
the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and
through eminent domain proceedings.

Witness the signature of the Chief of the Division of
Water Rights, Department of Public Works of the
State of California, and the seal of said department
this 27th day of February, 1923.

FFB:CP (SEAL)

Chief of Division of Water Rights, Department of
Public Works of the State of California

172



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

Notice of Assignment (Over)

LICENSE No. 176 PERMIT No. 258 APPLICATION No. 548

This is to certify, That

Margaret J. Pullen, et al

of 2508 2nd Avenue, Sacramento

has made proof to the satisfaction of the Division

of Water Rights of California of a right to the use of the waters of Secret Ravine

tributary of Dry Creek

for the purpose of irrigation

under Permit No. 258 of the Division of Water Rights and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights and the terms of the said permit; that the priority of the right herein confirmed dates from December 28th 1916

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed twenty-two hundredths (0.22) cubic foot per second to be diverted from about June 1st to about October 1st of each season.

The point of diversion of such water is located on Secret Ravine, 300 feet southwest of the northeast corner of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 2 Township 11 N, Range 7E, M. D.M. being within the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 2

A description of the lands or the place where such water is put to beneficial use is as follows:

15 acres in the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 2 Township 11 N, Range 7E, M. D. M.

15 acres in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 2 Township 11 N, Range 7E, M. D. M.

15 acres in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 2 Township 11 N, Range 7E, M. D. M.

20 acres in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 2 Township 11 N, Range 7E, M. D. M.

65 acres total

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

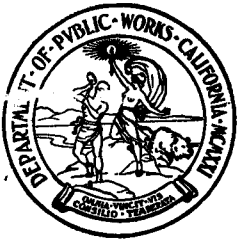
Sec. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; provided, that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; provided, that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivision of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; provided, however, that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and providing, further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs thereof, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; and providing, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; and provided, further, that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness the signature of the Chief of the Division of
Water Rights, Department of Public Works of the
State of California, and the seal of said department

this 28th day of February

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FFB:CP



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

ORDER

APPLICATION 140

PERMIT 35

LICENSE 175

ORDER REVOKING LICENSE

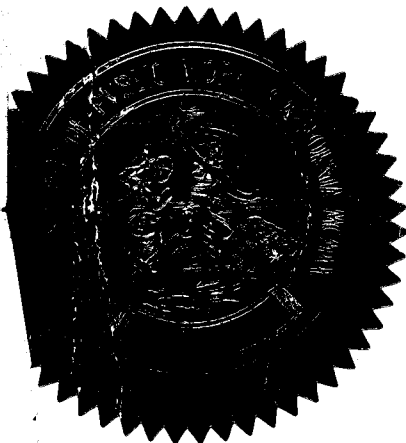
Under date of September 22, 1930 there
was received from licensee in the above entitled matter a request
that his said license be revoked.

IT IS THEREFORE ORDERED that said license be and the
same is hereby revoked and cancelled upon the records of the
Division of Water Resources without prejudice.

Witness my hand and the seal of the Department of
Public Works, State of California this 23rd day of September 1930.

EDWARD HYATT, STATE ENGINEER

BY Harold Conkling
Deputy





STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
ORDER

APPLICATION 548

PERMIT 258

LICENSE 176

ORDER ALLOWING CHANGE IN POINT OF DIVERSION AND PLACE OF USE

Licensee having established to the satisfaction of the Division of Water Resources that the change in point of diversion and place of use under Application 548, Permit 258, License 176 for which petition was submitted on October 29, 1938, will not operate to the injury of any other legal user of water, the Division of Water Resources so finds, and

IT IS ORDERED that permission be and the same is hereby granted to change the point of diversion under said Application 548, Permit 258, License 176 to a point of diversion described as follows to-wit:

EAST EIGHT HUNDRED EIGHTY-THREE (883) FEET FROM THE WEST
ONE-QUARTER SECTION CORNER OF SECTION 36, T 12 N, R 7 E,
M.D.B.&M., BEING WITHIN THE NW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SAID SECTION 36.

and

IT IS FURTHER ORDERED that permission be and the same is hereby granted to change the place of use under said Application 548, Permit 258, License 176 to a place of use described as follows to-wit:

22.3 ACRES IN NW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SECTION 36
40.0 ACRES IN SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SECTION 36, T 12 N, R 7 E, M.D.B.&M.

WITNESS my hand and the seal of the Department of Public Works of the State of California, this thirtieth day of November, 1938.

EDWARD HYATT, State Engineer

BY Harold Penkling
Deputy

WEC:MP



3

- (3) DUE EAST 1,000 FEET FROM $W\frac{1}{4}$ CORNER OF SECTION 36,
T12N, R7E, MDB&M, BEING WITHIN $NW\frac{1}{4}$ OF $SW\frac{1}{4}$ OF SAID
SECTION 36.

Dated: APR 16 1971

K. L. Woodward
K. L. Woodward, Chief
Division of Water Rights

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 548

PERMIT 258

LICENSE 176

ORDER ALLOWING CHANGE IN POINTS OF DIVERSION

WHEREAS License 176 was issued to Margaret J. Pullen, et al, and was filed with the County Recorder of Placer County on November 27, 1925, and

WHEREAS said license was subsequently assigned to Dennis F. and Evelyn T. Van Zandt, et al, and

WHEREAS the State Water Resources Control Board has found that the change in points of diversion under said license for which petition was submitted on July 14, 1970, will not operate to the injury of any other legal user of water, and

WHEREAS the Board has approved and allowed said change and has directed that an order be issued to describe said points of diversion in accordance with said petition;

NOW, THEREFORE, IT IS ORDERED that permission be and the same is hereby granted to change the points of diversion under said License 176 to points of diversion described as follows, to wit:

- (1) NORTH 1,590 FEET AND EAST 550 FEET FROM SW CORNER OF SECTION 36, T12N, R7E, MDB&M, BEING WITHIN THE NW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SAID SECTION 36.
- (2) DUE NORTH 1,050 FEET FROM SW CORNER OF SECTION 36, T12N, R7E, MDB&M, BEING WITHIN SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SAID SECTION 36.



STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER
ORDER

APPLICATION 548

PERMIT 258

LICENSE 176

ORDER ALLOWING CHANGE IN POINT OF DIVERSION

Licensee having established to the satisfaction of the State Engineer that the change in point of diversion under Application 548, Permit 258, License 176 for which petition was submitted on May 7, 1948 will not operate to the injury of any other legal user of water, the State Engineer so finds, and

IT IS ORDERED that permission be and the same is hereby granted to change the description of point of diversion under said Application 548, Permit 258, License 176 to points of diversion described as follows to-wit:

- (1) 1590 ft. North and 550 ft. East of SW Corner of Section 36, T 12 N, R 7 E, M.D.B. & M., being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36.
- (2) 1050 ft. due North of SW Corner of Section 36, T 12 N, R 7 E, M.D.B. & M., being within SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 36.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 15th day of July, 1948.




Edward Hyatt, State Engineer

10-16-41 Received Notice of Assignment to Capital Company

7- 1-42 Received Notice of Assignment to John Alfred Patten

2- 6-43 Received Notice of Assignment to John K. & Dorothy M. Dale & Elma E. Reed

1-21-46 Received Notice of Assignment to Lena Neufield

5- 7-48 Received Notice of Partial Assignment to Mary Carter

3-23-53 Received Notice of Assignment of Interest of Mary Carter to Don & Francis Morgan

3-23-53 Received Notice of Assignment of Interest of Don & Francis Morgan to Brian B.
& Emma Mae Hughes

5- 1-60 Received notice of Assignment to George K. Anderson & Calvin A. Burnside

7- 2-70 Received Notice of Partial Assignment of Interest of George K. Anderson & Calvin
A. Burnside to Dennis F. & Evelyn T. Van Zandt, Maurice & Ruth Fellman, Marvel
A. & Ruby N. Harris, Marilyn Anderson, & Mary Burnside

7-31-75 Records chgd to show Evelyn T. Wickes,
Marvel & Ruby N. Harris, George K. & Marilyn
Anderson, Calvin A. & Mary Burnside
as owners